

SOLID WASTE DIVISION

Waste-to-Energy Facility
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Recycling
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UTILITY SERVICES DIVISION

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Energy and Technology Committee

Michigan House of Representatives

9 AM, Tuesday, October 20, 2009

House Bill 5334

Kent County is asking consideration on two proposed amendments in the bill.

1. Page 3, (b) delete: "operates" add: "owns"

Rationale:

Kent County owns the Kent County Waste-to-Energy Facility that is operated by Covanta of Kent through a contract. The WTE operation air permit is in the name of the County, the County operates the scale house and the MDEQ licensed transfer station. The County is responsible for "contractual requirements or other notification or inspection procedures..." not the operator as currently proposed.

2. Following the same rationale as landfills as an energy production facility we are asking to be authorized to receive yard clippings. Or, as an alternative exempt from the bill those counties that have a WTE in their approved Solid Waste Management Plan.

Background:

The Kent County Waste-to-Energy Facility (WTE) receives solid waste from the six cities of Kentwood, Walker Grand Rapids, East Grand Rapids, Grandville and Wyoming. The County has long term contracts with these municipalities to provide solid waste management disposal services. Each municipality has an ordinance describing the facility and delivery requirements for waste companies operating in the municipality. One of the delivery requirements is that yard clippings (yard waste) cannot be delivered to the WTE in accordance with State law. HB 5334 allows a "Landfill Energy Production Facility" to accept yard clipping.

Problem:

We believe a scenario exists whereby waste companies operating in the six municipalities will make a decision to combine solid waste and yard clippings. The bill allows waste companies to collect more than a "de minimis amount of yard clippings". Once solid waste and yard clippings are combined and knowing that the WTE cannot accept yard clippings the waste company will deliver the collected combined (solid waste and yard clippings) load to a "Landfill Energy Production Facility" as allowed by the bill.